

JUN 07 2004

OFFICIAL

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Aharon Meir EYAL, et al
Serial No.: 09/147,914 Group No.: 1613
Filed: May 25, 1999 Examiner.: Taylor V. OH
For: PROCESS FOR THE RECOVERY OF LACTIC ACID FROM AQUEOUS
LACTATE SALT SOLUTIONS, INVOLVING THE USE OF ION EXCHANGERS

Attorney Docket No.: U 012130-1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION OF PETITION DECISION

Applicants respectfully request reconsideration of the Petition Decision dated
21 May 2004. Attached hereto is a copy of the Continued Prosecution Application

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

- ☐ with sufficient postage as first class mail.

- ☐ as "Express Mail Post Office to Address"
Mailing Label No. _____ (mandatory)

TRANSMISSION

- ☒ transmitted by facsimile to the Patent and Trademark Office to (703) 872-9306

Date: June 7, 2004

Signature

CLIFFORD J. MASS

(type or print name of person certifying)

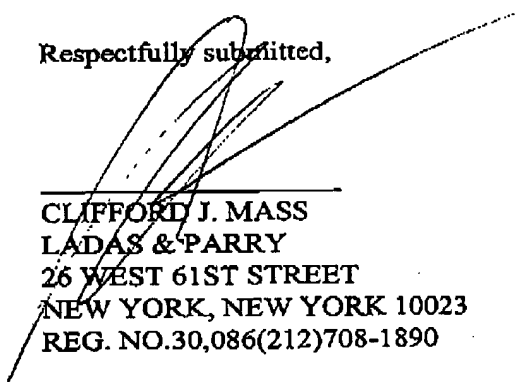
***WARNING:**

Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

papers filed April 15, 2003 (with correct application serial number 09/147,914) along with postcard receipt (again). The papers show that Applicant did not pay or authorize payment of the filing fee (see paragraph 9 of attached CPA papers).

The Petition Decision speculates that the CPA papers may have been filed with an incorrect serial number. The serial number on the CPA papers was correct (see attached). The fault for the abandonment and the delay in withdrawal thereof lies fully and completely with the USPTO. A prompt and immediate withdrawal of the abandonment is earnestly solicited and is respectfully believed to be fully warranted.

Respectfully submitted,



CLIFFORD J. MASS
LADAS & PARRY
26 WEST 61ST STREET
NEW YORK, NEW YORK 10023
REG. NO.30,086(212)708-1890